

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Municipal Administration &Urban Development Department - Alwal Municipality-Review of disciplinary action against Sri P.Siddiramulu, Junior Assistant – Show cause notice-Issued – Further action dropped – orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG-II(2)) DEPARTMENT

G.O.Rt.No. 979

Dated 6-08-2011.
Read the following:-

- 1.G.O.MS.No.1521, MA&UD (Vig-II) Deptt.,dt:8-11-2005
- 2 Representation from Sri Lingaiah Kasipeta and other MLAs
dt: 22-12-2005.
- 3 Govt.Memo.No.22040/Vig.II-1/2006-1, dt:30-07-2007.
- 4.Orders from APAT dt:28-10-2010 in OA No.4841/2007 filed by Sri K.Siddiramulu, presently working as Jr.Asst., Kukatpally circle, GHMC.

Sri P.Siddiramulu was initially appointed as NMR Night Watchman and subsequently promoted as Junior Assistant in the year 1996, though he was so junior to Sri B.Prahallad, Bill Collector. Further it is alleged that in the seniority list. Sri P. Siddiramulu has tampered the official records by adding his date of appointment as 1-10-1982 , whereas in fact in the period 1981 to 1983 he was a regular student of the Government Boy's Junior College, Medak. On the above, a charge Memo was issued to Sri P.Siddiramulu by the Regional Director-cum-Appellate Commissioner of Municipal Administration, Hyderabad vide Proceedings,,dt: 17-8-2000. Further, the Commissioner & Director of Municipal Administration was also requested to submit a report in the matter.

2. Upon this, the Regional Director –cum- Appellate Commissioner of Municipal Administration has reported that the then Regional Director has initiated disciplinary case against Sri P.Siddiramulu, formerly Bill Collector, Serilingampally Municipality for producing false certificate, fabrication of facts and misplacement of original files. After due process of disciplinary proceedings, Sri P.Siddiramulu was given the punishment of placing him under Sri D.V.S.Bhasker, Junior assistant, Who was junior most Junior Assistant in Hyderabad Region vide Regional Director –cum- Appellate Commissioner of Municipal Administration proceedings No.300/97/A1. dt: 17-8-2000. The appeal petition submitted by Sri P.Siddiramulu, was also rejected by the Commissioner & Director of Municipal Administration vide Commissioner & Director of Municipal Administration Proc.No.1314/2003/K2, dt:17-3-2004.

3. There after a number of representations on the same allegations were received against Sri P.Siddiramulu for producing false certificate, fabrication of facts and misplacement of original file. Government after examining the case in

detail based on the available records and material has decided to drop further action in the matter. Accordingly orders were issued in G.O.Rt.No.1521, Municipal Administration, dt:8-11-2005.

4. Again a representation dt: 23-12-2005 was received in Government wherein it was requested to review the orders issued in G.O.Rt.No.1521, dt:8-11-2005 to safeguard the seniority and other legitimate rights of genuine employees.

5. Government have examined the entire issue thoroughly in consultation with appropriate authority and felt that the punishment imposed on Sri P. Siddiramulu is not commensurate with the offence committed by him and proposed to review the orders issued in the proceedings No.300/97/A1, dt: 17-8-2000 and orders issued G.O.Rt.No.1521, Municipal Administration & Urban Development Department , dt: 8-11-2005 under the powers conferred in Rule 41 of Andhra Pradesh Civil Services (CCA) Rules.

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6. Accordingly, a Show Cause Notice was issued in the ref 3rd read above, directing Sri P.Siddiramulu, Junior Assistant to submit his explanation as to why the punishment imposed on him in the proceedings No.300/97/A1, dt: 17-8-2000 and orders issued in GO.Rt.No.1521, dt: 8-11-2005 be reviewed for the irregularities committed by him .

7. Sri P.Siddiramulu, Junior Assistant has filed O.A.No.4841/2007 against the Show Cause Notice issued against him vide ref 3rd read above. The Hon'ble APAT in it's orders dt:28-06-2010, while allowing the O.A.No.4841/2007, inter-alia have passed the following orders, on 28-06-2010.

"From the above submissions, it is clear that, the impugned show-cause-notice has been issued to review the punishment imposed against the applicant in accordance with Rule 41 of the Andhra Pradesh Civil Services (CC&A) Rules. As per the rules, the Government has power to review the same within a period of three years from the date of the order and the order was issued on 17-08-2000 . Therefore, the impugned orders is beyond the prescribed period of three years for review. Therefore, it is held as without jurisdiction. Hence, the impugned order dated 30-07-2007 is set aside."

8. Government after careful examination of the matter hereby observe that since the limitation period of (4) years to review the punishment imposed against the incumbent in proceedings.No.300/97/A!, dt:17-08-2000 and the limitation period of (3) years to review the orders issued in G.O. 1st read above was lapsed, it cannot revise the order passed by the disciplinary authority. Therefore Government hereby decide to drop the proposed review on the orders of disciplinary authority proceedings, dt:17-08-2000. Accordingly the S.C.N. issued in the memo 3rd read above against Sri P. Siddiramulu, Junior .Assistant is

withdrawn in order to implementation of orders of Hon'ble APAT, dt:28-10-2010 in O.A.No.4841/07.

9. The Director of Municipal Administration, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**B.SAM BOB
PRINCIPAL SECRETARY TO GOVERNMENT**

To

Sri P.Siddiramulu, Jr.Asst., presently Kukatpally Municipality,
Through Director of Municipal Administration,
Hyderabad.

The Director of Municipal Administration,
Hyderabad.

The Commissioner,
Greater Hyderabad Municipal Corporation,
Hyderabad.

Copy to:
The Government Pleader for Services,
(Municipal Administration & Urban Development Department),
Andhra Pradesh Administrative Tribunal,
Hyderabad.

SF/SC.

//FORWARDED BY ORDER//

SECTION OFFICER